

Attorney Docket No. 05046/LH

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s) : Yasuhiro KOMIYA, et al.  
Serial No. : 10/521,779  
Confirm. No. : 2530  
Filed : January 21, 2005  
For : IMAGE PROCESSING SYSTEM  
Art Unit : 2624  
Examiner : Mia M. THOMAS

This paper is being  
submitted via EFS-Web on  
February 18, 2009

In the event that this Paper  
is late filed, and the  
necessary petition for  
extension of time is not  
filed concurrently herewith,  
please consider this as a  
Petition for the requisite  
extension of time, and to  
the extent not already paid,  
authorization to charge the  
extension fee to Account  
No. 06-1378. In addition,  
authorization is hereby  
given to charge any fees for  
which payment has not been  
submitted, or to credit any  
overpayments, to Account No.  
06-1378.

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

This is responsive to the Notice of Non-Compliant Amendment  
mailed February 4, 2009, the term for response to which expires  
on March 4, 2009.

In the Notice, the amendment to the specification filed on  
October 27, 2008 was found Non-Compliant because the Examiner is  
unclear as to how the applicant intends to amend the paragraphs  
in the specification.

Applicants conducted telephone interviews with the Examiner  
on February 9 and 17, 2009 regarding this matter. During the  
telephone interviews with the Examiner it was learned that an  
amendment that applicants made to the specification on

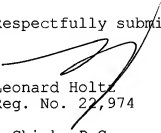
March 17, 2008 was not entered by the USPTO. This caused the confusion for the second amendment to the specification filed on October 27, 2008. This paper is being filed in response to the Notice of Non-Compliant Amendment and as per the request of the Examiner, to point out that applicant's amendment to the specification filed March 17, 2008 was not entered by the USPTO.

It is respectfully requested that the Examiner enter applicant's amendments to the specification filed March 17, 2008 and October 27, 2008 and that the Notice of Non-Compliant Amendment be withdrawn.

\* \* \* \* \*  
\*

If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted,



Leonard Holtz  
Reg. No. 22,974

Frishauf, Holtz, Goodman & Chick, P.C.  
220 Fifth Avenue - 16<sup>th</sup> Floor  
New York, New York 10001-7708  
Tel. No. (212) 319-4900  
LH:nps  
Encs.